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MACMILLAN SOBANSKI & TODD, LLC ONE MARITIME PLAZA, FOURTH FLOOR 720 WATER STREET TOLEDO, OHIO 43604-1619

In re Application of:

BIGHAM, Ian, B., et al.

U.S. Application No.: 10/538,814

PCT No.: PCT/IB2003/006496

International Filing Date: 12 December 2003

Priority Date: 13 December 2002

Attorney's Docket No.: 1-24194

For: DEVICE FOR THE PRODUCTION OF

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DECISION ON RENEWED PETITION UNDER 37 CFR 1.47(a)

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In a decision mailed by this Office on 11 August 2006, applicants' petition under 37 CFR 1.47(a) was dismissed without prejudice for failing to satisfy all the requirements of a grantable petition. Specifically, petitioner had not submitted an express statement of the last known address of the non-signing inventor or an acceptable showing that the inventor had been provided with a request for signature, accompanied by a copy of the complete application, and had refused to sign the declaration.

On 16 October 2006, applicants filed the renewed petition considered herein. The renewed petition includes an express statement of the non-signing inventor's last known address, as required.

In addition, the renewed petition includes a statement from Ted C. Gillespie, with accompanying documents, which provides the required firsthand evidence that a copy of the complete application was delivered to the inventor at his last known address, and that he has not provided the executed declaration, as requested. These materials satisfy the outstanding requirements for a grantable petition under 37 CFR 1.47(a).

The renewed petition under 37 CFR 1.47(a) is **GRANTED**. The application is accepted without the signature of non-signing inventor Ian B. BIGHAM.

A notice of the acceptance of the application will be published in the Official Gazette, and a letter informing the non-signing inventor of the application will be forwarded to the inventor's last-known address, as set forth in the petition.

The application is being forwarded to the National Stage Processing Branch of the Office of PCT Operations for further processing. The date under 35 U.S.C. 371(c)(1), (c)(2), and (c)(4) is 16 June 2006.

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